

On March 7, 1930, Cohn Hopkins (Inc.), San Diego, Calif., having appeared as claimant for the property and having consented to the entry of a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of costs and the execution of a bond in the sum of \$500, conditioned in part that it be reconditioned and relabeled in a manner satisfactory to this department.

ARTHUR M. HYDE, *Secretary of Agriculture.*

17143. Misbranding of butter. U. S. v. 10 Cases of Butter. Decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 24363. I. S. No. 021620. S. No. 2356.)

On or about September 25, 1929, the United States attorney for the Southern District of Florida, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of ten 30-pound cases of butter, remaining in the original unbroken packages at Jacksonville, Fla., alleging that the article had been shipped by the Greenwood Creamery Co., from Greenwood, S. C., September 19, 1929, and transported from the State of South Carolina into the State of Florida, and charging misbranding in violation of the food and drugs act as amended. The article was labeled in part: (Carton) "Sweet Clover Creamery Butter * * * One Pound * * * Manufactured for Smith, Richardson & Conroy, Inc., Jacksonville, Fla."

It was alleged in the libel that the article was misbranded in that the statement on the package, "One Pound," was false and misleading and tended to deceive and mislead the purchaser, since the packages did not contain 1 pound. Misbranding was alleged for the further reason that the article was in package form and did not bear a statement of the quantity of the contents plainly and conspicuously marked on the outside of the package, since the said packages were short weight.

On September 27, 1929, the Greenwood Creamery Co., Greenwood, S. C., having appeared as claimant for the property and having admitted the allegations of the libel, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon the execution of a bond in the sum of \$150, conditioned in part that it be reworked so that each package contain 16 ounces net weight of butter.

ARTHUR M. HYDE, *Secretary of Agriculture.*

17144. Adulteration of grapefruit. U. S. v. 348 Boxes of Grapefruit. Decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 24551. I. S. No. 015177. S. No. 2873.)

On February 19, 1930, the United States attorney for the Western District of Tennessee, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 348 boxes of grapefruit at Memphis, Tenn., alleging that the article had been shipped by White & Lawler, from Laferia, Tex., on or about February 11, 1930, and transported from the State of Texas into the State of Tennessee, and charging adulteration in violation of the food and drugs act. The article was labeled in part: "Mid Valley Brand * * * Shipped By White and Lawler, Inc., Laferia, Texas."

It was alleged in the libel that the article was adulterated in that it consisted wholly or in part of a decomposed vegetable substance, since the said grapefruit had been damaged by frost.

On February 21, 1930, the Fruit & Produce Exchange, Memphis, Tenn., having appeared as a claimant for the property and having admitted the allegations of the libel, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of costs and the execution of a bond in the sum of \$2,200, conditioned in part that it be reconditioned under the supervision and direction of this department.

ARTHUR M. HYDE, *Secretary of Agriculture.*

17145. Adulteration of canned string beans. U. S. v. 749 Cases of Canned String Beans. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 23797. I. S. No. 08862. S. No. 2019.)

On June 10, 1929, the United States attorney for the Middle District of Georgia, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and